IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CONSUMER FINANCIAL : PROTECTION BUREAU, :

.

Plaintiff

.

: 3:17-CV-101

v. : (Judge Mariani)

:

NAVIENT CORPORATION, et al.,

:

Defendants. :

SPECIAL MASTER ORDER #12

Now, this 4th day of March, 2019, **IT IS HEREBY ORDERED THAT** the agenda for the telephonic status conference scheduled for March 5, 2019 at 11:00 a.m. shall include, but not be limited to, discussion of the following matters:

- 1. Plaintiff's revised list of the entries on Defendants' privilege log for which the attorney-client privilege has been claimed and which Plaintiff asserts involve a communication with a third party, as well as what additional information, in any, should be provided with respect to the entries involving communications with third parties concerning matters such as "common interest."
- 2. The status of responses to Defendants' letters to the federal agencies implicated in the assertion of the Bank Examination Privilege.
- 3. The schedule for producing for in camera review the 462 randomly selected documents for which work product protection has been claimed.
- 4. The status of the parties' discussions to resolve issues involving production of call records.

- 5. The re-scheduling of oral argument on the motion to quash the deposition of Mr. Frotman to March 29, 2019.
- 6. The rationale for withholding the Fors-Marsh documents withheld under Category 28, as well as the relevance of those documents.
- 7. The rationale for withholding under Category 37 the documents identified by Bates Numbers CFPB-NAV-0056795.0001, 0056804.0001, 0056792.0001, 0056670.0001, and 0056774.0001; under Category 40, the documents identified by Bates Numbers CFPB-NAV-0056759.0001 and 0056741.0001; under Category 41 the documents identified by Bates Numbers CFPB-NAV-0057058.0001 and 0057059.0001; and under Categories 79 and 83 the document identified by Bates Numbers CFPB-NAV-0057126.0001.
- 8. The search for and production of records from Mr. Bailer and "securitization" custodians.
- 9. The CFPB Letter of February 26, 2019 (Doc. 236).
- 10. The telephonic conference call scheduled for 11:00 a.m. on **March 5 19, 2019** shall be placed to 570-207-5605. Due to the length of the agenda and the substantial issues to be addressed, counsel should plan for a brief break in the conference call.

s/ Thomas I. Vanaskie THOMAS I. VANASKIE SPECIAL MASTER